

COUNCIL CHAMBERS -- CITY COUNCIL  
CITY HALL -- CITY OF LODI

Monday, January 3, 1938

The City Council of the City of Lodi met in regular meeting at 8:00 o'clock P.M. of Monday, January 3, 1938. Councilmen Clark, Graffigna, Spooner, Weihe and Steele, present, None absent.

The minutes of the last meeting held December 20, 1937 were read, approved as read and so indorsed by the Mayor.

No persons appearing at this time the order of Public Hearings was passed and the Council proceeded to hear communications and reports.

A letter from the Penn Mining Company cancelling an option agreement for flowage rights and purchase of lands in Calaveras County was ordered filed.

A bulletin from the League of California Municipalities in regard to the legal book making establishments was also ordered filed.

The Clerk read memoranda from the State Board of Equalization stating that E. Bitzer at 22 North Cherokee Lane and K. Kitta at 34 North Main Street had applied to that Board for on sale beer and wine licenses.

One application for a business license, that of William J. Hennings, was allowed on motion of Councilman Graffigna, seconded by Councilman Spooner and carried.

The report of the Chief of Police for the month of December and that of the Poundmaster for the same month were received, read and ordered filed. Also, the report of the Secretary of the Volunteer Fire Department covering the quarter ending December 31, 1937 was received and ordered filed.

Resolution No. 942 was introduced by Councilman Graffigna, seconded by Councilman Spooner, read by the Clerk and considered by the Council.

RESOLUTION NO. 942

RESOLUTION REAPPOINTING CLINTON HENNING TO THE  
OFFICE OF CITY ENGINEER

WHEREAS, the term of office of CLINTON HENNING as City Engineer will expire on the 31st day of December, 1937 by reason of the limitation stated in Resolution No. 886 as passed and adopted in this City Council on the 1st day of March, 1937;

BE IT RESOLVED, that the said CLINTON HENNING BE and he is hereby reappointed to the office of CITY ENGINEER OF THE CITY OF LODI for the calendar year ending DECEMBER 31, 1938. Reference is here made to Ordinance No. 217 of the City of Lodi creating such office and combining the same with the office of Superintendent of Streets.

The foregoing Resolution No. 942 was then passed and adopted by the following vote:

AYES: Councilmen, Graffigna, Spooner, Clark,  
Weihe and Steele.

NOES: Councilmen, None.

ABSENT: Councilmen, None.

COUNCIL CHAMBERS -- CITY COUNCIL  
CITY HALL -- CITY OF LODI

Monday, January 3, 1938  
Continued

Resolution No. 943 was introduced on motion of Councilman Clark, seconded by Councilman Weihe, read by the Clerk and considered by the Council.

RESOLUTION NO. 943

RESOLUTION REAPPOINTING GLENN WEST TO THE  
OFFICE OF CITY ATTORNEY.

WHEREAS, the term of office of GLENN WEST as City Attorney will expire on the 31st day of December, 1937 by reason of the limitation stated in Resolution No. 887 as passed and adopted in this City Council on the 1st day of March, 1937;

BE IT RESOLVED, that the said GLENN WEST be and he is hereby reappointed to the office of CITY ATTORNEY OF THE CITY OF LODI for the calendar year ending DECEMBER 31, 1938. Reference is here made to Ordinance No. 231 of the City of Lodi creating such office.

The foregoing Resolution No. 943 was then passed and adopted by the following vote:

AYES: Councilmen, Clark, Weihe, Graffigna,  
Spooner and Steele.

NOES: Councilmen, None.

ABSENT: Councilmen, None.

In the matter of the proposed opening of Tokay and Church Streets, Resolution of Intention No. 944 was introduced by Councilman Graffigna, seconded by Councilman Weihe, read by the Clerk and considered by the Council. (A FULL TRUE AND CORRECT COPY OF RESOLUTION OF INTENTION NO. 944 APPEARS AT THE CLOSE OF THESE MINUTES).

Resolution of Intention No. 944 was then passed and adopted by the following vote:

AYES: Councilmen Graffigna, Weihe, Clark, Spooner  
and Steele.

NOES: Councilmen None.

ABSENT: Councilmen None.

Eight applications for building permits Nos. 1881 to and including 1888 for structures to cost \$5,310.00 were allowed and permits ordered granted.

The Clerk submitted a petition filed with him by Henry Fink and others requesting that the South one hundred (100) feet of Lots 23 and 24, Block 10, Lodi Barnhart Tract be rezoned from the Multiple Family Residence Zone to the Commercial District Zone, and it appearing on presentation by the Clerk that the petition was signed by more than 60% of the property owners lying within a radius of 400 feet of the property so sought to be zoned, the petition was referred to the City Planning Commission on motion of Councilman Spooner, seconded by Councilman Weihe and carried.

COUNCIL CHAMBERS -- CITY COUNCIL  
CITY HALL -- CITY OF LODI

Monday, January 3, 1938  
Continued

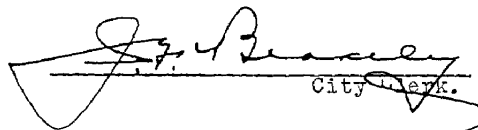
Claims No. 30651 to and including No. 30803 in the amount of \$29,509.32 were allowed and ordered paid, on motion of Councilman Spooner, seconded by Councilman Graffigna.

At 8:55 o'clock P.M. the Mayor called the Council into executive session and open meeting was resumed at 9:58 P.M.

On motion of Councilman Clark, seconded by Councilman Spooner, the salary of City Judge, J. C. Ferguson was increased to \$125.00 per month effective January 1, 1938. Motion carried.

At ten minutes after ten P.M., on motion of Councilman Weihe and carried, the City Council adjourned.

ATTEST:

  
City Clerk.

The foregoing minutes of a regular meeting of the City Council of the City of Lodi were read and approved without correction at a subsequent meeting of said City Council held January 17, 1938.

  
Mayor.

COUNCIL CHAMBERS -- CITY COUNCIL  
CITY HALL -- CITY OF LODI

Monday, January 3, 1938  
Continued.

RESOLUTION NO. 944

RESOLUTION OF INTENTION IN THE MATTER  
OF THE OPENING OF TOKAY AND CHURCH STREETS

WHEREAS, public interest and convenience require, and it is the intention of the City Council of the City of Lodi, that the following work and improvement be made in said City;

BE IT RESOLVED, by the City Council of the City of Lodi, County of San Joaquin, State of California:

(1) That Tokay Street be opened, widened and extended from the west line of the "Lodi Barnhart Tract" to the east line of South Sacramento Street, and from the west line of South Sacramento Street to the west line of South Church Street extended southerly;

(2) That South Church Street be opened, widened and extended from its present termination at the north line of Lot 1 in Block 7 of "Hutchins Addition to the Town of Lodi" to the southern city limits on the Kettleman-Terminus Road.

The lands necessary to be taken therefor are particularly bounded and described as follows:

Parcel A. - All those parts of Lots 27 and 28 in "Larson's Addition" lying south of a line connecting the southwest corner of Block "A" in "Subdivision of Lot 72, Lodi Barnhart Tract" and the northeast corner of Lot 19 in "Beckman Tract", containing 1,400 square feet more or less.

Parcel B. - All that part of Lot 29 in "Larson's Addition" lying north of a line connecting the northwest corner of Lot 71 in "Lodi Barnhart Tract" and the southeast corner of Lot 19 in the "Beckman Tract", containing 1,250 square feet more or less.

Parcel C. - All of Lot 19 in "Beckman Tract", containing 7,620 square feet more or less.

Parcel D. - All of Lot 8 in "Beckman Tract", containing 7,620 square feet more or less.

Parcel E. - Beginning for the same at a steel axle on the southeast corner of the land of Lodi School District in Lot 2, Block 7 of "Hutchins Addition to the Town of Lodi" as said corner is established by survey of Clinton Henning, L.S., filed September 23, 1937 and running thence S 30° 50' W along the southerly projection of the east line of said school property 29.70 feet to the southwest corner of the land of Frederick H. Spiekerman et al; thence S 86° 10' E along the south line of the said Spiekerman property 408.04 feet to a steel axle set in the west line of South School Street; thence N 30° 52' E along the said west line of South School Street 83.36 feet to a steel axle; thence S 86° 20' 30" W along the easterly projection of the south line of the said School property 411.60 feet to the point of beginning and containing 23,070 square feet more or less.

COUNCIL CHAMBERS -- CITY COUNCIL  
CITY HALL -- CITY OF LODI

Monday, January 3, 1938  
Continued.

- Parcel F. - Beginning for the same on the southwest corner of the land of Frederick N. Spiekerman, et al in Lot 2, Block 7 of "Hutchins Addition to the Town of Lodi" such point being 29.70 feet S  $30^{\circ} 50'$  E from the southeast corner of the land of Lodi School District and running thence S  $30^{\circ} 50'$  E along the southerly projection of the east line of said School property a distance of 49.50 feet; thence S  $86^{\circ} 10'$  E parallel to the south line of said Spiekerman's land a distance of 80.00 feet; thence N  $30^{\circ} 50'$  E parallel to the southerly projection of the east line of said Lodi School District property a distance of 29.20 feet; thence N  $86^{\circ} 20' 30''$  E parallel to the easterly projection of the south line of said School property 155.67 feet to the south line of said Spiekerman property; thence N  $86^{\circ} 10'$  W along the south line of the said Spiekerman property 234.34 feet to the point of beginning, containing 3,620 square feet more or less.
- Parcel G. - The Westerly 80 feet of the following: Commencing at a point on the north line of Lot 1, Block 7 in "Hutchins Addition to Lodi" that is distant 210 feet westerly from the Northeast corner of said Lot 1 and running thence westerly along the said north line a distance of 230 feet to the land of Lodi School District; thence Southerly along the east line of said land of Lodi School District 98.5 feet to the Northwest corner of the land of one Nelson; thence Easterly and parallel to the north line of said Lot 1 a distance of 230 feet; thence Northerly parallel to the center line of South School Street a distance of 98.5 feet to the point of beginning, containing 7,080 square feet more or less.
- Parcel H. - The "esterly 80 feet of the following: The Southerly 50 feet of the Northerly 148.5 feet of: Commencing on the Northeast corner of Lot 1, Block 7 in "Hutchins Addition to Lodi"; running thence westerly parallel to the north line of said Lot 1 a distance of 440 feet to the land of Lodi School District; thence Southerly along the easterly boundary of said land a distance of 297 feet; thence Easterly parallel to the north line of said Lot 1 a distance of 440 feet to the center line of South School Street; thence Northerly on said center line a distance of 297 feet to the Northeast corner of said Lot 1 and the point of beginning, containing 4,000 square feet more or less.
- Parcel I. - The "esterly 80 feet of the following: Land included within the boundaries of that certain survey made by Clinton Henning, L.S., entitled "Map of Survey of Property of Daisy M. Pleas", filed December 1, 1937 being a portion of Lot 1 in Block 7 as delineated on "Map of Hutchins Addition to Lodi" filed April 10, 1897, San Joaquin County Records, containing 11,860 square feet more or less.

COUNCIL CHAMBERS -- CITY COUNCIL  
CITY HALL -- CITY OF LODI

Monday, January 3, 1938  
Continued.

- Parcel J. - The Westerly 80 feet of: A portion of Lots 1 and 2 in Block 7, "Hutchins Addition to Lodi"; Commencing for the same on the west line of South School Street at a point distant 297 feet southerly from the north line of said Lot 1; running thence Southerly on the said west line of South School Street a distance of 312 feet to the land of one D. S. Burson; thence Westerly on and along the north boundary of said Burson's land 409.4 feet to the land of one P. Sturla; thence Northerly along the east boundary of said Sturla's land and the land of Lodi School District a distance of 312 feet; thence Easterly a distance of 409.4 feet to the west line of South School Street and the point of beginning, (excepting therefrom any portion contained in "Parcel E" herein), containing 22,170 square feet more or less.
- Parcel K. - The Westerly 80 feet of: A portion of Lot 2 in Block 7 of "Hutchins Addition to the Town of Lodi"; Commencing for the same at a point 247.5 feet North and 165 feet West from the southeast corner of said Lot 2 and running thence Southerly parallel to South School Street a distance of 49.5 feet; thence Westerly 245 feet to the land of one Sturla; thence Northerly on the east line of said Sturla's land 49.5 feet; thence Easterly 245 feet to the point of beginning, containing 3,960 square feet more or less.
- Parcel L. - The Westerly 80 feet of: A portion of Lot 2 in Block 7 of "Hutchins Addition to the Town of Lodi"; Commencing for the same at a point on the west line of South School Street distant 1,530.50 feet southerly from the section line dividing Sections 1 and 12, Township 3 North, Range 6 East, N. D. B. & M., said point being 198 feet north of the south line of said Lot 2, and running thence Westerly at right angles to South School Street a distance of 410 feet to the land of one Sturla; thence Southerly along said Sturla's east line 49.5 feet; thence Easterly at right angles to South School Street 410 feet to the west line of said street; thence Northerly 49.5 feet to the point of beginning, containing 3,960 square feet more or less.
- Parcel M. - The Westerly 80 feet of the Northerly 98.5 feet of a portion of Lot 2 in Block 7 of "Hutchins Addition to the Town of Lodi"; Commencing for the same on the west line of South School Street at a point 148.5 feet north from the south line of said Lot 2 and running thence Westerly parallel to the south line of said Lot 2 a distance of 410 feet to the land of one Sturla; thence Southerly along the east line of said Sturla's land 148.5 feet to the south line of said Lot 2; thence Easterly on said south line 410 feet to the west line of South School Street; thence Northerly on the west line of South School Street 148.5 feet to the point of beginning, containing 7,880 square feet more or less.

COUNCIL CHAMBERS -- CITY COUNCIL  
CITY HALL -- CITY OF LODI

Monday, January 3, 1958  
Continued.

- Parcel M. - The Westerly 80 feet of a portion of Lot 2 in Block 7 of "Hutchins Addition to the Town of Lodi"; Commencing for the same on the intersection of the west line of South School Street and the south line of said Lot 2 and running thence Northerly 50 feet; thence Westerly parallel to the south line of said Lot 2 a distance of 410 feet to the land of one Sturla; thence Southerly on the east line of said Sturla's land a distance of 50 feet to the south line of Lot 2; thence Easterly on said South line to the west line of South School Street and the point of beginning, containing 4,000 square feet more or less.
- Parcel O. - The Westerly 80 feet or: Commencing on the West line of South School Street at a point 477 feet Northerly from the south line of Lot 4 in Block 7 of "Hutchins Addition to the Town of Lodi"; running thence Northerly 7 chains and one foot to the north line of Lot 3 in Block 7 of the same subdivision; thence Westerly 410 feet to the land of one Sturla; thence Southerly on said Sturla's east line a distance of 7 chains and 51 feet to a point thereon; thence Easterly 410 feet to the West line of South School Street and the point of beginning; containing 41,000 square feet more or less.
- Parcel P. - A portion of Lot 4 in Block 7 of "Hutchins Addition to the Town of Lodi; Commencing for the same at a point on the southerly projection of the west line of South Church Street distant 513 feet south of the north line of Lot 3 in Block 7 of said Hutchins Addition; running thence S 0° 36' E to a point on the north boundary line of the 1.68 acre tract of A. E. Hill; thence East on said boundary line 80 feet; thence N 0° 36' W to the South line of the land of Elizabeth McClung; thence West on said south line 80 feet to the point of beginning, containing 15,200 square feet more or less.
- Parcel Q. - A portion of the S 1.68 acres of the E 3.68 acres of Lot 4 in Block 7 of Hutchins Addition to the Town of Lodi bounded on the South by a line 127 feet northerly from and parallel to the south line of said Lot 4; on the West by a line connecting the Southwest corner of the land of Elizabeth McClung and a point on the north boundary of "Bewley Suburban Acres" distant 40 feet westerly from the center line of Church Street in said subdivision; on the North by the south line of the two acre tract of A. Rothgarn and on the East by a line connecting a point on the south boundary of the McClung land distant 80 feet east of the Southwest corner thereof and a point on the north line of "Bewley Suburban Acres" distant 40 feet easterly from the center line of Church Street in said last named subdivision, containing 12,800 square feet more or less.

COUNCIL CHAMBERS -- CITY COUNCIL  
CITY HALL -- CITY OF LODI

Monday, January 3, 1938  
Continued.

Parcel R - A portion of Lot 4 in Block 7 of "Hutchins Addition to the Town of Lodi" extending 60 feet Easterly from a line connecting the Southwest corner of the land of Elizabeth McClung and a point on the north line of "Bewley Suburban Acres" which is 40 feet westerly from the center line of Church Street in said last named subdivision and is bounded on the South by the south line of Lot 4 in Block 7 of said Hutchins Addition and on the North by a line 127 feet North from the said south line of Lot 4 and is parallel thereto, containing 10,160 square feet more or less.

Parcel S - A portion of Lot 7 in "Larson's Subdivision of the SW  $\frac{1}{4}$  of Section 12, Township 3 North, Range 6 East" extending 80 feet Easterly from a line connecting the Southwest corner of the land of Elizabeth McClung and a point on the north line of "Bewley Suburban Acres" which is 40 feet westerly from the center line of Church Street in said last named subdivision and is bounded on the South by a line 229.27 feet north of the south line of said Lot 7 and parallel thereto and on the North by the north line of said Lot 7, containing 22,400 square feet more or less.

Parcel T - A portion of the South 5 acres of Lot 7 in "Larson's Subdivision of the Southwest one-quarter (SW  $\frac{1}{4}$ ) of Section 12, Township 3 North, Range 6 East" extending 80 feet Easterly from a line connecting the Southwest corner of the land of Elizabeth McClung and a point on the north line of "Bewley Suburban Acres" which is 40 feet westerly from the center line of Church Street in said last named subdivision and is bounded on the South by the south line of said Lot 7 and on the North by a line 229.27 feet north of the south line of said Lot 7 and is parallel thereto, containing 18,341 square feet more or less.

Parcel U - The Easterly 15 feet of Lot 5 in Block 4 in "Map B of Bewley Suburban Acres" containing 1,500 square feet more or less.

Excepting and excluding from any and all of said parcels any part thereof lying within any dedicated public street, alley or avenue.

The exterior boundaries of the district of lands to be affected and benefited by said work and improvement, and to be assessed to pay the damages, costs and expenses thereof are the exterior boundaries of the City of Lodi as said boundaries exist at the date of the adoption of this resolution, it being the intention of this City Council that such part of said damages, costs and expenses of said work and improvement as may not be offset by the benefits thereof shall be paid from moneys accrued or accruing to the City of Lodi from taxes on gasoline collected by the State of California and particularly allocated to major streets.



COUNCIL CHAMBERS -- CITY COUNCIL  
CITY HALL -- CITY OF LODI

Monday, January 5, 1938  
Continued.

The "Lodi Times" being the official newspaper of said City of Lodi, is hereby designated as the daily newspaper in which the street superintendent's notice of the passage of this resolution shall be published for a period of ten days and the Street Superintendent shall post notices of the adoption of this resolution along the line of the work, all in the time, form and manner as provided by law.

---

City Councilman.